

Docket No.: 12810-00333-US1  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Patent Application of:  
Andreas Eipper et al.

Application No.: 10/587,998

Confirmation No.: 4347

Filed: August 1, 2006

Art Unit: 1712

For: FLUID POLYESTER MOULDING MASSES

Examiner: Lee, Doris L.

**COMMUNICATION**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

The filing of the Terminal Disclaimer is not to be construed as an admission, estoppel or acquiescence to the provisional rejections on the ground of obvious-type double patenting. See *GoLight, Inc. v Wal-Mart Stores, Inc.* 355 F.3d. 1327; 69 USPQ2d. 1481 (Fed. Cir. 2004), *Quad Environmental Technology v. Union Sanitary District*, 20 USPQ2d 1392 (Fed. Cir. 1991) and *Ortho Pharmaceuticals Corp. v. Smith*, 22 USPQ2d 1119 (Fed. Cir. 1992).

In view of the above, consideration and allowance are respectfully solicited.

In the event the Examiner believes an interview might serve in any way to advance the prosecution of this application, the undersigned is available at the telephone number noted below.

The Office is authorized to charge any necessary fees due with this paper to Deposit Account No. 03-2775, under Order No. 12810-00425-US1 from which the undersigned is authorized to draw.

Dated: November 16, 2010

Respectfully submitted,

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